SINGLE BENCH

(3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

CHHATTISGARH

WRIT PETITION NO. 1192 OF 2005

PETITIONER: Smt. Brijwati Matlani, w/o Shri R.S. Matlani aged about 30 years, at Present working as a Asst. Teacher Primary School, D.P. Colony Kondagaon Distt. Bastar (C.G.)

VERSUS

RESPONDENTS :

1. State of Chhattisgarh, through the Secretary Department of Tribunal Welfare, D.K.S. Bhawan, Raipur (C.G.)

2. The Director, Tribal Welfare Department, Chhattisgarh, Raipur (C.G.).

3. The Asst. Commissioner, Tribal Welfare Department, Jagadalpur Dist. Bastar (C.G.).

4. The Collector, Bastar at Jagadalpur District Bastar (C.G.)

5. Block Education Officer, Bhanu Pratap Pur, District, Kanker (C.G.)

6. District Education Officer Jagadalpur District Bastar (C.G.)

P.R. No. 1180/05 Presented by Shri ... dated 17-03-05

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(27)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.NO. 1192/2005 **सन् 200**

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	31.03.2005 Shri Vishnu Kostha, counsel for the petitioner. Shri U.N.S. Deo, Govt. Advocate for the State/respondents No. 1 to 6. Heard. Learned counsel for the petitioner submits that the petitioner was transferred vide order dated 21.8.2003 (Annexure-P/1). Her names find place at serial No. 45 of the said order. He further submits that though the petitioner was transferred on the said date, but she has not yet been relieved. Firstly her order was kept in abeyance on account of assembly elections but even after completion of the election, no action regarding relieving is being taken by concerned authority. Learned counsel for the petitioner makes a statement that the order has not been cancelled so far. Learned counsel for the petitioner further submits that this Court has passed an order dated 15.12.2004 in W.P. No. 4396/2004 in relation to similarly placed person. A copy of this order has been filed as Annexure-P/5. He prays for similar order in this petition also. State counsel is not opposing the aforesaid prayer. Admittedly now elections of Vidhan Sabha have been completed and there may not be any hurdle in relieving the petitioner, if the transfer order is well in force. It is ordered that if the impugned order of transfer has not been cancelled so far and the same is in force, then the	

(98)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.No. 1192/2005 **सन्** **200**

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

petitioner shall be relieved within a period of 3 weeks from the date of production of copy of this order.

If the order of transfer has been cancelled/altered or changed, the order passed by this Court shall have no force.

With the aforesaid observations, the petition stands finally disposed of.

Consequently, M.W.P. No. 957/2005 and I.A. No. 2334/2005 also stand disposed of.

Certified copy as per rules.

Sd/-
Sunil Kumar Sinha
Judge

Vatti